

**DELEGATED**

**AGENDA NO**

**STATUTORY LICENSING COMMITTEE**

**Date 2 MAY 2017**

## **SUMMARY**

The purpose of this report is to seek approval from the Statutory Licensing Committee to approve the use of sub-committees of three members to discharge its functions under The Licensing Act 2003 (concerning premises licensed for supply of alcohol, regulated entertainment and late night refreshment) and Gambling Act 2005 (concerning gambling premises).

The Regulations published under the Licensing Act 2003 do not specify the quorum for a sub-committee established by the Statutory Licensing Committee and it is proposed that a quorum of three apply to the sub-committees.

## **RECOMMENDATION**

It is recommended that Member's agree to

- (i) establish a sub-committee of three members to discharge its functions;
- (ii) agree that the quorum for such sub-committees be three;

## **DETAIL**

1) At the Council's AGM on Wednesday 5 April 2017, the Statutory Licensing Committee was established to discharge the Councils functions under The Licensing Act 2003 and The Gambling Act 2005.

2) Under Section 9 of the Licensing Act 2003 a Licensing Committee may establish one or more sub-committees consisting of three members of the Committee. This report seeks approval from the Statutory Licensing Committee to approve the use of sub-committees to discharge its functions under the legislation as appropriate and necessary.

3) Under Section 10 of the Licensing Act 2003 a Licensing Committee may arrange for the discharge of any of its functions exercisable by it, to a sub-committee established by it.

4) The Gambling Act 2005 makes provision for the proceedings of Licensing Committees and sub-committees ('relevant committees'), where they are required to hold a hearing in respect of applications relating to premises licences under Part 8 of the Gambling Act 2005. It proposed that the sub-committee also exercise functions under the Gambling Act 2005 as appropriate and necessary.

5) The Committee are also asked to consider quorum. The regulations published under the Licensing Act 2003 and Gambling Act 2005 are silent as to quorum. The Licensing Committee may regulate its own procedure and that of its sub-committees and it is therefore proposed that a quorum of three be applied to the sub-committees.

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<b>Financial Implications:</b>	None
<b>Environmental Implications:</b>	None
<b>Legal Implications:</b>	
<b>Community Safety Implications:</b>	None
<b>Human Rights Implications:</b>	None
<b>Background Papers:</b>	None
<b>Ward(s) and Ward Councillors:</b>	Not ward related